PATENT 5

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant:

Yumio KUDO et al.

Conf.:

6012

Appl. No.:

10/009,265

Group:

1615

Filed:

December 10, 2001

Examiner: KISHORE

For:

SYSETM FOR RELEASE IN LOWER

GASTROINTESTINAL TRACT

INFORMATION DISCLOSURE STATEMENT
(SUBMISSION AFTER FILING OF AN APPLICATION
BUT BEFORE FINAL REJECTION OR NOTICE OF ALLOWANCE
OR CONCURRENTLY WITH A RULE 1.114 RCE APPLICATION)

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

March 1, 2005

Sir:

Pursuant to 37 C.F.R. §§ 1.97 and 1.98, applicant(s) hereby submit(s) an Information Disclosure Statement for consideration by the Examiner.

### I. LIST OF PATENTS, PUBLICATIONS OR OTHER INFORMATION

The patents, publications, or other information submitted for consideration by the Office are listed on the PTO-1449(s), attached hereto.

- II. COPIES (check at least one box)
  - a.  $\boxtimes$  Copies of cited U.S. patents and patent application publications are not included. Copies of foreign patent documents and non-patent literature are included.
  - b. Some or all of the documents listed on the PTO-1449 are not enclosed because they were cited in the International Search Report and copies should already be in the PTO file. If copies are needed, please contact the undersigned.

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# III. CONCISE EXPLANATION OF THE RELEVANCE (check at least one box)

#### a. DOCUMENTS IN THE ENGLISH LANGUAGE

The patents, publications, or other information listed on the attached PTO 1449 are in the English language and therefore, do not require a statement of relevancy.

#### b. DOCUMENTS NOT IN THE ENGLISH LANGUAGE

A concise explanation of the relevance of all patents, publications, or other information listed that is not in the English language is as follows:

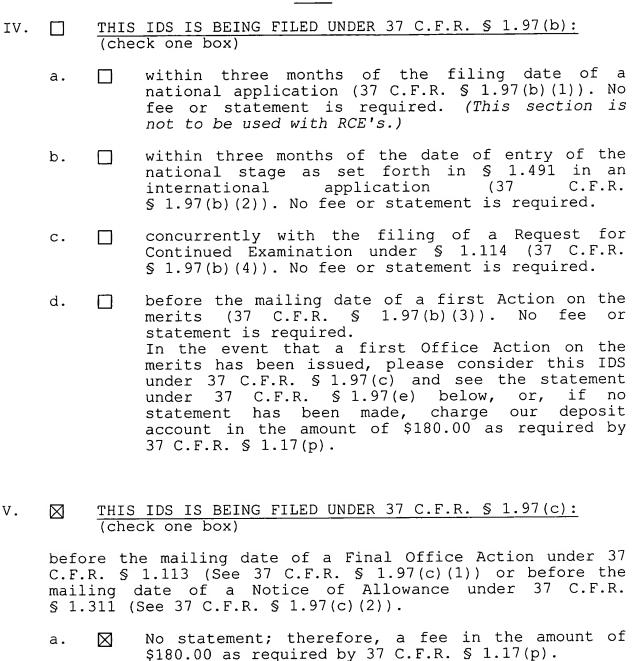
#### C. ENGLISH LANGUAGE SEARCH REPORT

An English language version of the search report or action that indicates the degree of relevance found by the foreign office is attached, thereby satisfying the requirement for a concise explanation. See MPEP 609(III)(A)(3).

#### d. **OTHER**

The following additional information is provided for the Examiner's consideration.

#### **FEES**



b.

 $\Box$ 

See the statement below. No fee is required.

#### STATEMENT UNDER 37 C.F.R. § 1.97(e) (check only one box) VI. The undersigned hereby states that each item of information contained in the IDS was a. first cited in any communication from a foreign counterpart foreign Office a Patent in application not more than 30 days prior to the filing of this IDS; or each item of information contained in the IDS was b. first cited in any communication from a foreign Office in a counterpart foreign Patent application not more than three months prior to the filing of this IDS; or no item of information contained in the IDS was c. cited in a communication from a foreign Patent Office in a counterpart foreign application, and, the knowledge of the person signing the certification after making reasonable inquiry, no known to any individual IDS was designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of the IDS. Some of the items of information were cited in a d. communication from a foreign Patent Office. As to this information, the undersigned states that each item of information contained in the IDS was first cited in a communication from a foreign counterpart Patent Office in а application not more than three months prior to the filing of this IDS. As to the remaining information, the undersigned hereby states that no item of this remaining information contained

in the IDS was cited in a communication from a foreign Patent Office in a counterpart foreign application and, to the best of my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this

statement.

VII.	PAYMENT OF FEES (check one box)								
		A check in the amount of $$180.00$ as requiC.F.R. $$1.17(p)$ is enclosed for the above-fee.							
		amour	posit Account No. 02-2448 in the 37 C.F.R. § 1.17(p) for the aboves paper is submitted in triplicate.						
		No fe	ee i:	s required					
dete:	he is rmined PTO is	rec tha req	ques t th uest	ted to consider to the considering to the constant of the considering the cons	any questions concerning this IDS, ontact the undersigned. If it is as been filed under the wrong rule, sider this IDS under the proper rule ee to Deposit Account No. 02-2448.				
cred:	, con it any tional	curre y ove fees	ent, erpay s re	and futu ment to I	nmissioner is hereby authorized in are replies, to charge payment or Deposit Account No. 02-2448 for any Her 37 C.F.R. § 1.16 or under § 1.17; ime fees.				
					Respectfully submitted,				
					BIRCH, STEWART, KOLASCH & BIRCH, LLP				
					By				
GMM/1	las -0305P	,			P.O. Box 747 Falls Church, VA 22040-0747 (703) 205-8000				
Atta	chment	(s):	$\boxtimes$	PTO-1449					
				Documents					
				Foreign Se	earch Report				
			$\boxtimes$	Fee					
				Other:					

Form PTO-1449

ATTY. DOCKET NO. 1110-0305P APPLICANT

APPLICATION NO. 10/009,265

## INFORMATION DISCLOSURE CITATION

		IN AN APPL	Yumio KUDO et al.						
	(Us	se several sheets	if necessar	cy)	December 10, 2001		GROUP 1615		
			U	.S. PATENT I	OCUMENTS		·		
EXAMINER INITIAL	DOCUMENT NUMBER		Kind DATE		NAME	CLASS	SUB CLASS	FILING DATE IF APPROPRIATE	
	US :	5,217,720	A	1993-06-08	SEKIGAWA et al.				
	US 6,413,494		B1	2002-07-02	LEE et al.				
	US	6,214,378	B1	2001-04-10	TANIDA et al.				
	US 4,871,549 US 5,342,624 US US		A	1989-10-03 1994-08-30	UEDA et al.				
					MCNEILL et al.				
	U	S							
	US								
	US	S				<u> </u>			
			FOR	EIGN PATENT	DOCUMENTS				
C	Office	DOCUMENT NUMBER	Kind	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO	